TRANSMITTAL

FORM

Approved for use through 08/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

09/482,178

January 12, 2000

Theodore M. Osborne, II

er the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application Number

First Named Inventor

Filing Date

(to be used for all correspondence after initial filing)			Art Unit	2122	
			Examiner Name	Mary J. Steelman	
Total Number of	f Pages in This Submission	9	Attorney Docket Number	EMPIR-012AUS	
		ENCI	LOSURES (Check all that	apply)	
Amendma X Amendma X A Extension Express A	fter Final ffidavits/declaration(s) n of Time Request Abandonment Request	n(s)	Assignment Papers (for an Application) Drawing(s) / Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Addre	After Allowance Communication to Technology Center (TC) Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify below: Return Postcard RECEIVE	
Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53		Remarks In the exprovided	Request for Refund CD, Number of CD(s) Technology Center Remarks In the event a petition for extension of time is required by this paper and not otherwise provided, such petition is hereby made and authorization is provided herewith to charge deposit account No. 50-0845 for the cost of such extension.		
	SIGI	NATURE C	OF APPLICANT, ATTORNE		
Firm or Individual Signature Date	Kermit Re Daly, Crowley		Reg. No. 48,7	734	
		CERTIFIC	CATE OF TRANSMISSION	MAILING	
I hereby certify the sufficient postage the date shown be	e as first class mail in an	is being facsir envelope add	mile transmitted to the USPTO or or dressed to: Commissioner for Pate	deposited with the United States Postal Service with ents, P.O. Box 1450, Alexandria, VA 22313-1450 on	
Typed or printed Kermit			nson		
Signature	Signature ///		- Parlon	Date Fol 18 2004	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (any by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissionner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

09/482,178

Applicant

Theodore M. Osborne, II et al.

Filed

January 12, 2000

T.C./A.U.

2122

Examiner

Mary J. Steelman

Docket No.

EMPIR-012AUS

Customer No.:

022494

Certificate of Mailing (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: MS AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

Date of Signature and Mail Deposit

By:

Kermit Robinson Reg. No. 48,734

Confirmation No.: 6648

RESPONSE UNDER 37 C.F.R §1.116

RECEIVED

PATEN]

MS AF Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

FEB 2 3 2004

Technology Center 2100

Dear Sir:

In response to the Final Official Action dated November 21, 2003, please consider the following remarks under the provisions of 37 C.F.R. §1.116.

Remarks/Arguments begin on page 2 of this paper.